

APPARATUS FOR DETERMINING THE PERCENTAGE OF A FLUID IN A
MIXTURE OF FLUIDS
DIVISIONAL OF SERIAL NO. 311,610

IN THE SPECIFICATION:

✓ Page 1, line 27, in the title of the invention, please delete "AND METHOD."

REMARKS

In the Office Action dated November 26, 1991 of the parent application, claim 13 was rejected under the judicially created doctrine of obviousness-type double patenting. In the November 26, 1991 Office Action, the Examiner stated that a timely filed terminal disclaimer in compliance with 37 C.F.R. §1.321(b) would overcome the rejection provided the conflicting application or patent is commonly owned with the present application. The present divisional application preserves allowable claim 13 for issuance as a patent.

Filed concurrently herewith is a request for divisional application directed only to claim 13. Also filed concurrently is a terminal disclaimer in compliance with 37 C.F.R. §1.321(b) containing a statement of common ownership.

When the Examiner takes this case up for action he is requested to take into account this preliminary amendment.

INFORMATION DISCLOSURE STATEMENT

With respect to an information disclosure statement, Applicant is at this time aware of no new information which has not been previously discussed in the parent case.

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AUTHORIZATION TO CHARGE ADDITIONAL FEES.

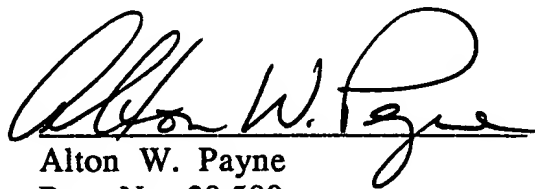
If any fees are inadvertently omitted or if any additional fees under 37 C.F.R. §1.16; 37 C.F.R. §1.17; OR 37 C.F.R. §1.18 are required, please charge those fees to Deposit Account No. 19-3884. A duplicate of this paper is attached.

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SUMMARY

In view of the foregoing, it is respectfully submitted that all of the claims in the present application are allowable over the references of record, whether taken alone or in combination. It is believed that this case is now in condition for allowance, and such action is respectfully requested.

Respectfully submitted,



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